IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 22ND JUNE 2007 / 1ST ASHADHA 1929

OP.No. 24997 of 1999(A)

PETITIONERS:
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1. **S.KRISHNAN NAIR, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

2. **S.SILVANOSE, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

3. **P.T.KUNJUNNI, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

4. **K.M.SHYAMALA DEVI, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

5. **K.THANKAPPAN PILLAI, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

6. **S.SIVADASAN, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

7. **P.G.THANKAMANI AMMA, RETD. ADDITIONAL SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

8. **MARY EDWARD, RETD. ADDITIONAL SECRETARY, KERALA PUBLIC SERVICE COMMISSION THIRUVANANTHAPURAM.**

9. **K.UNNIKRISHNAN, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

10. **G.RAJAN, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

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11. **K.VISWANATHAN ACHARI, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

12. **V.CHANDRIKA DEVI RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

13. **R.VIJAYALAKSHMI BAI, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

14. **A.RAMASWAMI PILLAI, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, TRIVANDRUM.**

15. **GEORGE JOHN, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

16. **G.GOPINATHA PILLAI, RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

17. **N.NADARAJAN, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

18. **V.N.RAMAKRISHNAN, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

19. **M.V.SYAMALA, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

20. **A.MADHAVA RAO, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

21. **T.R.LEELA KUMARI, RETD. CONTROLLER OF EXAMINERS, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

22. **K.K.CHELLAPPAN, RETD. JOINT SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.**

23. **V.RAMACHANDRAN PILLAI , RETD. DEPUTY SECRETARY, KERALA PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM**

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24. A.ABDULLA SAIT, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

25. K.K.PURUSHOTHAMAN, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

26. M.P.KUNHULAKSHMI, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

27. M.I.NAWAB, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

28. L.SAM, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM./

29. M.P.RADHAKRISHNAN, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

` 30. A.SAINULABDEEN, RETD. DEPUTY SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

31. N.RAGHUNATH, RETD. JOINT SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

32. SAM.B.SAHAYAM, RETD. DEPUTY SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

33. K.S.RAMACHANDRAN NAIR, RETD. JOINT SECRETARY
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

34. K.VIJAYALAKSHMI DEVI,
RETD. JOINT SECRETARY (CONTROLLER OF FINANCE)
KERALA PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

BY ADV. SRI.P.K.MUHAMMED
SRI.S.VIJI

OP. NO.24997/1999

RESPONDENTS:
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1. **STATE OF KERALA,**
   REP.BY THE COMMISSIONER AND
   SECRETARY TO GOVERNMENT FINANCE DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. **THE KERALA PUBLIC SERVICE COMMISSION,**
   REP.BY ITS SECRETARY,
   THIRUVANANTHAPURAM.

BY ADV. SRI.P.C.SASIDHARAN, SC, KPSC
GOVERNMENT PLEADER SMT.T.B.RAMANI

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 22/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. NP.24997/1999

ORDER ON CMP NO.42053/1999 IN OP. 24997/1999

DISMISSED

22.06.2007 SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER IN G.O.(MS) 155/90/(13) PASSED BY THE 1ST RESPONDENT DT. 6.3.90.

EXT.P2:- COPY OF THE REPRESENTATION SUBMITTED BY THE KERALA PUBLIC SERVICE COMMISSION ON STAFF ASSOCIATION DT. 26.9.89.

EXT.P3:- COPY OF THE LETTER ADDRESSED BY THE 1ST RESPONDENT TO THE 2ND RESPONDENT REJECTING EXT.P2 REPRESENTATION DT. 19.8.91.

EXT.P4:- COPY OF THE JUDGMENT IN OP. NO.10484/91 PASSED BY THE HONOURABLE HIGH COURT DT. 9.2.98.

EXT.P5:- COPY OF THE JUDGMENT ON OP. NO.6043/98 PASSED BY THE HONOURABLE HIGH COURT DT. 27.3.98.

EXT.P6:- COPY OF THE REPRESENTATION SUBMITTED BY THE 1ST PETITIONER TO THE 1ST RESPONDENT DT. 10.10.98.

EXT.P7:- COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT REJECTING P6 REPRESENTATION T. 25.11.98.

EXT.P8:- COPY OF THE REPRESENTATION FILED BY THE 2ND PETITIONER BEFORE THE 1ST RESPONDENT DT. 20.10.98.

EXT.P9:- COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT REJECTING EXT.P8 DT. 25.11.98.

EXT.P10:- COPY OF THE JOINT REPRESENTATION FILED BY PETITIONERS 3-29 BEFORE THE 1ST RESPONDENT DT. 25.6.99.

EXT.P11:- COPY OF THE REPRESENTATION FILED BY THE 30TH PETITIONER BEFORE THE RESPONDENT DT. 1.7.99.

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EXT.P12:- COPY OF THE REPRESENTATION FILED BY THE 31ST PETITIONER BEFORE THE 1ST RESPONDENT DT. 18.8.99.

EXT.P13:- COPY OF THE REPRESENTATION FILED BY THE 32ND PETITIONER BEFORE THE 2ND RESPONDENT DT. 1.7.99.

EXT.P14:- COPY OF THE ORDER IN G.O. (Rt) NO.4315/98 SANCTIONING PAYMENT DT. 27.7.98.

EXT.P15:- COPY OF THE ORDER ISSUED TO THE 30TH PETITIONER BY THE 1ST RESPONDENT DT. 4.2.2000.

EXT.P16:- COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT REJECTING THE REPRESENTATION OF 30 PETITIONER DT. 28.2.2000.

/TRUE COPY/

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Thottathil B. Radhakrishnan, J.

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O.P.No.24997 of 1999

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Dated this the 22nd day of June, 2007.

JUDGMENT

Following Ext.P4 judgment, the petitioner is entitled to the benefit, as sought for, and therefore Exts.P7 and P9 are quashed and as a consequence, reliefs 2 and 3 are also granted. No costs.

Thottathil B.Radhakrishnan,
Judge.

sl.

Thottathil B. Radhakrishnan, J.

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O.P.No.24997 of 1999

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JUDGMENT

Dated:22-6-2007